

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**YONG KIM,**

**Plaintiff,**

**v.**

**VILLANOVA UNIVERSITY,**

**Defendant.**

**CIVIL ACTION**

**NO. 21-1879**

**ORDER**

**AND NOW**, this 16th day of September, 2021, upon consideration of Defendant's Motion to Dismiss Plaintiff's Complaint (ECF No. 7) and Plaintiff's response thereto (ECF No. 13), **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss is **GRANTED** as to Plaintiff's First and Second Causes of Action, **DENIED** as to Plaintiff's Third Cause of Action, and that Plaintiff's First and Second Causes of Action are **DISMISSED WITHOUT PREJUDICE**, with leave to amend.

**BY THE COURT:**

**/s/Wendy Beetlestone, J.**

---

**WENDY BEETLESTONE, J.**